

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF NEW YORK

DUDLEY L. HARRIS,

Plaintiff,

-against-

5:14-CV-0013 (LEK/DEP)

WILLIAM SUMMERS, *et al.*,

Defendants.

ORDER

This matter comes before the Court following a Report-Recommendation filed on February 3, 2014, by the Honorable David E. Peebles, U.S. Magistrate Judge, pursuant to 28 U.S.C. § 636(b) and Local Rule 72.3. Dkt. No. 4 (“Report-Recommendation”).

Within fourteen days after a party has been served with a copy of a magistrate judge’s report-recommendation, the party “may serve and file specific, written objections to the proposed findings and recommendations.” FED. R. CIV. P. 72(b); L.R. 72.1(c). “If no objections are filed . . . reviewing courts should review a report and recommendation for clear error.” Edwards v. Fischer, 414 F. Supp. 2d 342, 346-47 (S.D.N.Y. 2006); see also Cephas v. Nash, 328 F.3d 98, 107 (2d Cir. 2003) (“As a rule, a party’s failure to object to any purported error or omission in a magistrate judge’s report waives further judicial review of the point.”); Farid v. Bouey, 554 F. Supp. 2d 301, 306 (N.D.N.Y. 2008).

No objections to the Report-Recommendation were filed in the allotted time period. See Docket. After a thorough review of the Report-Recommendation and the record, the Court has determined that the Report-Recommendation is not subject to attack for clear error or manifest injustice.

Accordingly, it is hereby:

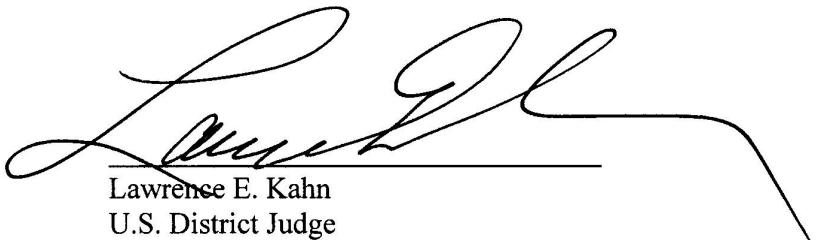
ORDERED, that the Report-Recommendation (Dkt. No. 4) is **APPROVED** and
ADOPTED in its entirety; and it is further

ORDERED, that the Complaint (Dkt. No. 1) is **DISMISSED**. Plaintiff's claims for perjury and harassment are **DISMISSED with prejudice**. Plaintiff's remaining claims are **DISMISSED without prejudice**, with leave to file an amended complaint **within thirty (30) days** of the filing date of this Order; and it is further

ORDERED, that the Clerk serve a copy of this Order on the parties to this action in accordance with the Local Rules.

IT IS SO ORDERED.

DATED: April 03, 2014
Albany, New York



Lawrence E. Kahn
U.S. District Judge